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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/657,496	09/08/2003	Paul T. Bender	02103-381001 / AABOSS16	9342
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FISH & RICHARDSON PC P.O. BOX 1022 MINNEAPOLIS, MN 55440-1022				
EXAMINER				
SY, MARIANO ONG				
ART UNIT		PAPER NUMBER		
3657				
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

PATDOCTC@fr.com

***Response to Arguments***

1. Examiner maintains that the electronic control module of Song et al. (US 7,087,342) which is part of the switch circuitry wherein the switch circuitry powered from the movement of the actuator to passively damp the actuator that is directly transmitted to the switch circuitry from the electric terminals of the actuator.

Song et al. was silent to disclose to passively damp the actuator during a failure of a power supply for providing power to the actuator.

Song et al. disclosed a passive damper that will be operational by itself even the power supply such as the battery fails. Song et al. also disclosed, as shown in fig. 3, several options for the switching circuit.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to MARIANO SY whose telephone number is (571)272-7126. The examiner can normally be reached on Mon.-Fri. from 8:30 A.M. to 2:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Siconolfi, can be reached on 571-272-7124. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only.

Art Unit: 3657

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/MS/

May 6, 2009

/Robert A. Siconolfi/  
Supervisory Patent Examiner, Art  
Unit 3657